



MAIL STOP NON FEE AMENDMENT
Attorney Docket No. 24903

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MARTIN, Thomas

Serial No. 10/070,279

Filed: March 6, 2002

For: TRYPTASE INHIBITORS

Group Art Unit: 1624

Examiner: FORD, John

TRANSMITTAL LETTER

The Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

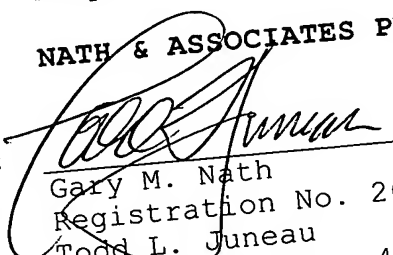
Sir:
Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) Transmittal Letter;
- 2) Response to Restriction / Election Requirement and Amendment; and
- 3) Appendix A.

Respectfully submitted,

NATH & ASSOCIATES PLLC

By:


Gary M. Nath
Registration No. 26,965
Todd L. Juneau
Registration No. 40,669
Customer No. 34375

Date: October 28, 2003
NATH & ASSOCIATES PLLC
1030 15TH Street, NW - 6th Floor
Washington, D.C. 20005
GMN/TLJ/SMM/RRR.TL

RECEIVED
OCT 29 2003
TC 17001302003
TECH CENTER 160012900



#9A

Attorney Docket No. 24903 *PS*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MARTIN, Thomas

Serial No: 10/070,279

Group Art Unit: 1624

Filed: March 6, 2002

Examiner: FORD, John

For: **TRYPTASE INHIBITORS**

RESPONSE TO RESTRICTION / ELECTION REQUIREMENT
AND AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
OCT 29 2003
TC 1700
RECEIVED
OCT 30 2003
TECH CENTER 1600/2900

Sir:

This is in response to the Official Action dated October 6, 2003. The one-month shortened statutory period for response is set to expire on November 6, 2003. Accordingly, this Response is timely filed within the time period set by the Examiner.

IN THE CLAIMS

The Examiner has indicated that claim 9 is non-statutory and claim 10 violates 35 U.S.C. 101 and 35 U.S.C. 112. In particular, the Examiner states that "Claim 9 is non-statutory as a medicament is not a pharmaceutical composition or a method claim" and "Claim 10 violates 35 U.S.C. 101 and 35 U.S.C. 112, since it is drafted in terms of use. Accordingly, please amend claims 9 and 10 as set forth in Appendix A attached herewith.